



KENTUCKY BOARD OF DENTISTRY

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SPRING 2004

WEB ADDRESS: [HTTP://DENTISTRY.KY.GOV](http://dentistry.ky.gov)

NEWSLETTER

BOARD MEMBER APPOINTED BY GOVERNOR FLETCHER

Douglas Ferguson of Knifley, KY has been appointed as the Consumer Member to the Kentucky Board of Dentistry, by Governor Ernie Fletcher. Mr. Ferguson is replacing Dr. James Patterson who has served on the Board for the past 71/2 years. Mr. Ferguson shall serve for the remainder of the unexpired term ending June 30, 2004.

BOARD MEMBERS 2003-2004

Dan Clagett, D.M.D.
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Elizabethtown, Kentucky

Susan Burton Feeley, D.D.S
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Frankfort, Kentucky

David Narramore, D.M.D.
Whitesburg, Kentucky

Laura Justice, D.M.D.
Lexington, Kentucky

Douglas Ferguson
Consumer Member
Knifley, Kentucky

BOARD STAFF

Gary Munsie
Executive Director

Diana Bailey
Executive Secretary

NEW REGULATION

The Kentucky Board of Dentistry has passed a new regulation concerning Expungement of Records. A copy of **201 KAR 8:490. Expungement of Records** is included with this newsletter. Please reference **KRS 313.600 Request to expunge minor violations from permanent record (page 30 of the law book)**, along with the regulation in order to understand what the law states. You must submit a written letter to the Board for your request to be considered.

ALL DENTISTS CAN VOTE

Every dentist may vote for potential Board members for the Board of Dentistry. It has come to the attention of the Board that dentists in the state sometimes do not participate in the voting process because they do not reside or practice in the Zones that are up to be voted on. All dentists of the state may vote in the election regardless where the dentist lives or practices. The Board of Dentistry encourages all dentists to exercise their right to vote in each and every election of Board Members.

CLARIFICATION ON GENERAL SUPERVISION REQUIREMENTS

201 KAR 8:450 which deals with Dental hygienist services when supervising dentist not physically present includes the requirement:

"The oral examination of the patient by the supervising dentist shall have been completed within seven(7) months of the treatment by the dental hygienist practicing under general supervision"

The oral examination must document a valid hard and soft tissue examination listed in the permanent dental record of the patient within 7 months prior to the patient being seen under general supervision.

The minimum required would be the definition of periodic oral evaluation CDT 4 code D0120 which states " An evaluation performed on a patient of record to determine any changes in the patient's dental and medical health status since a previous comprehensive or periodic evaluation." A CDT 4 code D0150 which is a comprehensive oral evaluation would qualify as well.

There seems to have been confusion as to whether a restorative appointment would qualify as an exam within 7 months. A valid oral exam would have had to have been done at the restorative appointment and documented in the chart to qualify for this requirement.

CONTINUING EDUCATION MEDICAL EMERGENCY COURSES

All Board approved medical emergency courses that meet the requirements of KRS 313.310 and 201 KAR 8:450 taken by dental hygienists may be used to meet the continuing education requirements for dental hygienists. This would include the original course and the required course every two years to meet the requirements for general supervision. Inadvertent information has gone out the these courses would not count to meet the continuing education requirements. Please call the Board office if you should have any questions.

The Kentucky Board of Dentistry does not discriminate on the basis of race, color, national origin, sex, religion, age or disability employment or provision of services.

RETIREMENT OF KENTUCKY LICENSURE

Any licensee wishing to retire their Kentucky license must notify the Board office of this in writing. The best time to retire your license is during a renewal cycle. On the renewal form there is a place to mark that you do not wish to renew your Kentucky license. Simply check the box the top of the renewal which states you do not wish to renew your Kentucky License, state the reason you are retiring, sign and date the back of the renewal form and mail back to the Board office. A letter will be sent to you within a few weeks confirming your retirement.

Failure to contact the Board office of retirement of licensure will result in your license being suspended for non-renewal and being reported in the newsletter of such action.

ACCESS TO HEALTH RECORDS BY PATIENTS

Many calls are still being received at the Board office concerning dental records not being made available to patients. Under KRS 422.317 patients are entitled to one copy of their records at **no cost**. The law does not contain any language, which would allow a dentist to refuse for any reason , to release a copy of patient records.

In the opinion of the Board, the following constitutes, at a minimum, a dental record of the patient:

- 1. Copy of personal information
- 2. Copy of medical history
- 3. Copy of most recent dental charting and periodontal examination, if applicable.
- 4. **Copies of most recent full mouth radiographic survey or panograph, or detailed written report on radiographic finding in lieu of physical radiographs, if applicable.**
- 5. Copy of most recent bitewing radiographs, or a detailed written report on radiographic findings in lieu of physical radiographs, if applicable.
- 6. Copy of all pathology or medical laboratory reports, if applicable.
- 7. Copy of all anesthesia records, if applicable
- 8. Copy of all initial orthodontic diagnostic records, including pretreatment study models,

- 9. Copy of correspondence with consultants or specialists, if applicable.
- 10. Copy of treatment and progress notes.

DENTAL LICENSES SUSPENDED FOR
NON-RENEWAL

FRANK AKER III	BEDFORD TX
MELISSA M ARGOTTE	
BETSY S BARSKY	LOUISVILLE KY
DANIEL JESS BARTON	
MELVIN A BAUMANN	MT WASHINGTON KY
JAY C CAGATA	FT MYERS FL
CHARLES EDWARD CALDWELL	NASHVILLE TN
GREGORY THOMAS CALDWELL	LEXINGTON MA
GLENN R CARWELL	
MICHAEL ALLEN CIAVERELLI	SHEPHERDSVILLE KY
SHAMIM CYRUS	
RAHUL S GANDHI	LEXINGTON KY
PAUL HUIZINGA	LOUISVILLE KY
JESSICA RANSOM KAZEM	
HUONG D KELLY	MURRAY KY
KEITH EDWARD KINDERKNECHT	MORGANTOWN WV
JAMES W LAMB III	CUMMING GA
MARK THOMAS LITTERER	
PHILLIP C LOWE	TULSA OK
KRISTINA SYKES MARTINEZ	
MICHAEL RICHARD MUSAL	LEXINGTON KY
SAED A NABI	
JOHN A NICHOLSON	LOUISVILLE KY
EDWARD BRUCE NOAKES III	
DAVID ALAN PARK	LOUISVILLE KY
JOHN THOMAS RUSSELL	
MATTHEW CRAIG SCHAEFERLE	PEARL HARBOR HI
JYOTI S SINGH	SAN FRANCISCO CA
BRACE TAYLOR STAI	LOUISVILLE KY
HEATHER ANNE SUTHERLAND	LOUISVILLE KY